

1
2
3
4
5
6
7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 BRK, INC.,

10 Plaintiff,

11 v.

12 ISEE AUTOMATION, INC.,

13 Defendant.
14

CASE NO. C17-1715JLR

ORDER

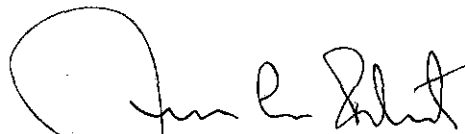
15 Federal Rule of Civil Procedure 4 requires a plaintiff to serve the defendant with a
16 summons and a copy of the plaintiff's complaint and sets forth the specific requirements
17 for doing so. *See* Fed. R. Civ. P. 4. Rule 4(m), which provides the timeframe in which
18 service must be effectuated, states in relevant part:

19 If a defendant is not served within 90 days after the complaint is filed, the
20 court—on motion or on its own after notice to the plaintiff—must dismiss
21 the action without prejudice against that defendant or order that service be
22 made within a specified time. But if the plaintiff shows good cause for the
failure, the court must extend the time for service for an appropriate period.

1 *Id.* Here, Plaintiff has failed to serve Defendant with a summons and a copy of Plaintiff's
2 complaint within the timeframe provided in Rule 4(m).

3 Accordingly, the court ORDERS Plaintiff to SHOW CAUSE within ten (10) days
4 of the date of this order why this action should not be dismissed for failure to comply
5 with Rule 4(m). If Plaintiff does not demonstrate good cause for the failure, the court
6 will dismiss the action without prejudice.

7 Dated this 26th day of February, 2018.

8 
9 JAMES L. ROBART
10 United States District Judge
11
12
13
14
15
16
17
18
19
20
21
22